

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Robert DWILINSKI et al.

Application No.: 10/537,804

Filing Date: June 7, 2005

For: **PROCESS FOR OBTAINING BULK
MONO-CRYSTALLINE GALLIUM-
CONTAINING NITRIDE**

Examiner: F. C. Hiteshew

Group Art Unit: 1792

Confirmation No.: 6610

**SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & § 1.98**

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

The document listed on the attached Form PTO/SB/08a/b is a Japanese Notification of Reason for Refusal mailed on July 28, 2009, directed to a related foreign application and has not been previously cited. Applicants note to the Examiner that WO-01/24921 and R. DWILINSKI et al., MATERIALS SCIENCE AND ENGINEERING B, December 18, 1997, Vol. 50, p46-49, both cited in the Japanese Notification were previously submitted with an Information Disclosure Statement on September 19, 2008; therefore, these documents are not submitted herewith. A certification under 37 C.F.R. § 1.97(e)(2) follows:

I hereby certify that no item of information was first cited in any communication from a foreign patent office in a counterpart foreign application or, to the best of my knowledge after

making a reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Supplemental Information Disclosure Statement.

This Supplemental Information Disclosure Statement is submitted after mailing of a final Office Action or Notice of Allowance, but before payment of the Issue Fee. A Certification under 37 C.F.R. § 1.97(e) is provided above and the appropriate fee is submitted herewith.

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **204552035400**.

Dated: October 19, 2009

Respectfully submitted,

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